

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRIAL AND APPEAL BOARD**

Eden Foods, Inc.,	-X	
	:	
Opposer,	:	
	:	
- v -	:	Opposition No. 91191097
	:	
Arthur Schuman, Inc.,	:	Serial No.: 77-648,250
	:	
Applicant.	:	
	-X	

**APPLICANT'S MOTION ON CONSENT
FOR EXTENSION OF TIME TO ANSWER**

Pursuant to Trademark Rules of Practice 2.106 and 2.127 and with the consent of Opposer, Applicant hereby moves the Board for a thirty (30) day extension of the August 26, 2009 deadline to serve and file its Answer in the captioned proceeding to and including Friday, **September 25, 2009** with the discovery and trial dates similarly extended 30 days as follows:

Deadline for Discovery Conference	10/25/2009
Discovery Opens	10/25/2009
Initial Disclosures Due	11/24/2009
Expert Disclosures Due	3/20/2010
Discovery Closes	4/23/2010
Plaintiff's Pretrial Disclosures	6/7/2010
Plaintiff's 30-Day Trial Period Ends	7/22/2010
Defendant's Pretrial Disclosures	8/6/2010
Defendant's 30-Day Trial Period Ends	9/20/2010
Plaintiff's Rebuttal Disclosures	10/5/2010
Plaintiff's 15-Day Rebuttal Period Ends	11/4/2010

and all other dates to be reset accordingly.

Opposer respectfully requests the Board's approval of the extension request, sought hereby for good cause, to enable the parties to explore possible settlement. The



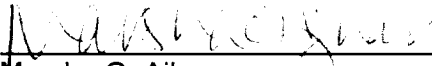
08-28-2009

extension of time sought hereby was agreed to by Christopher Kelly, Esq., attorney for Opposer,
in correspondence with the undersigned on August 24, 2009.

Respectfully submitted,

HARTMAN & CRAVEN LLP

Dated: August 25, 2009

By: 
Marsha G. Ajhar
488 Madison Avenue
New York, New York 10022
212-753-7500

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing APPLICANT'S MOTION ON CONSENT FOR EXTENSION OF TIME TO ANSWER was served by electronic mail (with consent by agreement), this 25th day of August, 2009, upon the following:

Christopher Kelly, Esq.
ckelly@wileyrein.com
Wiley Rein LLP
1776 K Street, N.W.
Washington, DC 20006



Marsha G. Ajhar

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Trademark Trial and Appeal Board
P.O. Box 1451, Alexandria, Virginia 22313-1451
on the date shown below:

Marsha G. Ajhar

(Typed or Printed Name of Person Signing Certificate)

(Signature)

August 25, 2009
(Date)